## Senate Committee on Budget and Fiscal Review

# SUBCOMMITTEE 4 State Administration, General Government, Judicial, Public Safety, and Transportation

## MAJOR ACTION REPORT

May 26, 2006

Senate Bill 1129 2006-07 Budget Bill

Members
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## SUBCOMMITTEE No. 4

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## SUBCOMMITTEE No. 4

## STATE ADMINISTRATION, GENERAL GOVERNMENT, JUDICIAL, PUBLIC SAFETY, and TRANSPORTATION (CONTINUED)

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#### **TRANSPORTATION**

#### 2600 CALIFORNIA TRANSPORTATION COMMISSION

 Approved the requested \$171,000 and 1.0 position increase, and augmented the Commission's budget by an additional \$224,000 and 2.0 positions, all to perform oversight work related to the San Francisco Oakland Bay Bridge project. All costs would be funded through reimbursements from the Bay Area Toll Authority. Switch

#### 2640 SPECIAL TRANSPORTATION PROGRAMS

- Rejected the Governor's proposal to divert approximately \$171.9 million in spillover revenue from this item to general obligation bond debt service. Accordingly, increased the appropriation amount by \$171.9 million.
- Approved the Finance Letter request to increase the appropriation amount by \$36.2 million, to reflect higher revenue from diesel and gasoline sales tax.

#### 2660 DEPARTMENT OF TRANSPORTATION

- Approved full Proposition 42 funding of \$1.420 billion in 2006-07, including a May Revision forecast revision, which increased revenue by \$13.6 million. The funding would be allocated, pursuant to the Constitution, as follows:
  - ➤ \$678 million for Traffic Congestion Relief Program (TCRP) projects.
  - > \$593 million for the State Transportation Improvement Program.
  - > \$74 million for Special Transportation Programs.
  - > \$74 million for other mass transit programs.
- Revised the requested early repayment of Proposition 42 loans to repay a total of \$460 million. The allocation of this repayment would be as follows:
  - ➤ \$205 million for Traffic Congestion Relief Program (TCRP) projects.
  - > \$128 million for local streets and roads.
  - ➤ \$128 million for the State Transportation Improvement Program.
- Rejected the proposal to shift \$344 million in 2006-07 "spillover" revenue from the Public Transportation Account and the Special Transportation Program to transportation-related general obligation bond debt service. The Administration's proposal would have continued this shift in perpetuity, shifting about \$4 billion through 2015-16.
- Approved a Finance Letter that transfers \$151 million in tribal gaming revenues from the Special Deposit Account to the Traffic Congestion Relief Fund for loan repayment. Approved

- budget changes to reflect the sale of \$1.0 billion in tribal gaming bonds in 2006-07 instead of 2005-06. Sale of the bonds has been delayed by litigation.
- Revised the Capital Outlay Support (COS) Finance Letter to shift \$22.5 million, and related staffing, to the Maintenance Program. The applicable workload has historically been budgeted in the Maintenance Program, not the COS Program. Adopted Supplemental Report Language to require a long-range staffing plan, if the transportation bonds are approved by voters in the November 2006 election. Reduced funding by \$1,000 to put COS funding into the Budget Conference Committee.
- Approved an augmentation of \$105 million for increased highway preservation maintenance, but shifted the funding from the State Highway Operations and Protection Program to the Maintenance Program, which is where the funding has historically been budgeted.
- Approved two information technology projects that would improve financial reporting and project management: the Integrated Financial Management System and the Construction Management System. The total multiyear costs to complete these projects would be \$42 million.
- Approved funding of \$44.3 million for the construction phase of the seismic retrofit of the Oakland district office building.
- Approved staffing increases totaling 40 positions to implement new programs created by the recently-enacted federal Safe, Accountable, Flexible, and Efficient Transportation Equity Act Legacy for Users (SAFETEA-LU).
- Revised a \$40.3 million request for short term congestion relief projects, to shift \$20 million to the State Highway Operations and Protection Program. Approved funding of \$6.2 million to expand the Freeway Service Patrol Program.
- Restored Environmental Enhancement and Mitigation (EEM) funding to its historic level of \$10 million.

#### Budget Bill Language

1. Added language to specify that no less than \$76 million in Maintenance Program funding be used for preventative pavement maintenance.

#### Trailer Bill Language

- 1. Approved language specifying the allocation of 2006-07 Proposition 42 loan repayments.
- 2. Approved language to modify transportation loan repayment provisions for loans repaid with tribal gaming revenue. The language removes certain due dates and updates interest provisions

due to litigation which has delayed the sale of tribal gaming bonds.

#### 2665 HIGH SPEED RAIL AUTHORITY

• Reduced the budget by \$1,000 to put the High Speed Rail Authority into the Budget Conference Committee. By the time Conference Committee begins, there may be more information on a revised date for sending a high-speed rail bond to voters.

#### 2720 CALIFORNIA HIGHWAY PATROL

- Approved funding for a new public safety radio system that will have a five-year total cost of \$494 million (Motor Vehicle Account). The system would enhance the Departments' internal communications and improve interoperability with local and other state public safety radio users. Reduced the 2006-07 augmentation by \$760,000 due to an estimating error to a revised total of \$56.3 million.
- Approved a permanent increase of \$41.9 million to augment staffing by 310 positions (240 Officers and 70 supervisory and non-uniformed support staff). The increase would be phased in over two years, with 2006-07 funding at \$30.5 million and staffing at 235 positions (165 Officers and 70 supervisory and non-uniformed support staff). The CHP indicates that this increase would help address the continual increase in workload associated with population growth throughout the state. The 2006-07 funding reflects a legislative decrease of \$3.2 million to properly reflect lower pay for cadets while they attend the academy.
- Approved a permanent increase of \$10.5 million to augment staffing 173 positions (156 Dispatchers and 17 supervisory positions). The increase would be phased in over two years, with 2006-07 funding at \$6.3 million and staffing at 93.5 positions (85 Dispatchers and 8.5 supervisory positions). The CHP indicates this increase would help address the continual increase in workload associated with wireless 9-1-1 calls.
- Approved an augmentation of \$5.7 million for six major capital outlay facilities projects most
  of the funding is for working drawings and land acquisition. The majority of these projects
  involve the replacement of existing CHP area offices. Construction costs would be requested in
  future budgets. When future estimated construction costs are included, the total cost for these
  projects is \$39.3 million.

#### Budget Bill Language

1. Added language to require annual reporting on the progress of the Enhanced Radio System.

#### Trailer Bill Language

1. Approved language requiring submittal to the Legislature of a technical project plan for any future budget requests related to new

public safety radio projects. Required review of new public safety radio proposals by the Public Safety Radio Strategic Planning Committee and the Department of General Services, to ensure consistency with the Statewide Integrated Public Safety Communications Strategic Plan and technical soundness.

#### 2740 DEPARTMENT OF MOTOR VEHICLES

- Approved request for \$18.8 million and a net staffing decrease of 32.5 positions for information technology projects related to the federal Real ID Act (Act). Federal regulations implementing the Act are expected in the fall of 2006, and states are required to implement the provisions of the Act by May 2008.
- Approved request for 2006-07 funding of \$2.1 million for year-one of the seven-year Information Technology Modernization project, which has a total cost of approximately \$242 million. Out-year funding is not covered with this approval, so the Department will have to submit a Budget Change Proposal to receive funding in 2007-08 and beyond.
- Approved request for \$9.3 million to implement SB 1500 (Chapter 920, Statutes of 2004). This
  legislation requires each insurer that issues private passenger automobile liability policies, to
  electronically report to the DMV all issued policies, changes, and terminations; and requires
  DMV to suspend vehicle registrations if insurance is not in force. Ongoing costs in 2007-08
  and thereafter are identified at \$13.5 million.

#### Budget Bill Language

- 1. Added language to specify that the DMV shall not implement the federal Real ID Act before enacting legislation is approved by the California Legislature. Limits expenditure of \$9.3 million to after January 1, 2007, provided a report has been received by the Legislature with a 30-day review period. Requires a separate report on upcoming federal regulations to implement Real ID.
- 2. Added language requiring annual reporting for the Information Technology Modernization Project, and requiring that the Independent Verification and Validation contractor is in place before release of a Request for Proposals.
- 3. Added language requiring the Enterprise-Wide Oversight Consultant to have responsibilities in the area of information technology projects related to the federal Real ID Act, and requiring that consultant reports be provided to the Legislature.

#### STATE ADMINISTRATION

#### 0520 SECRETARY FOR BUSINESS, TRANSPORTATION, AND HOUSING

- Rejected the Administration's proposal to increase funding for the Tourism Commission by \$2.7 million GF, which would increase state funding above the \$7.3 million cited in statute as legislative intent.
- Reduced the \$5 million GF requested for the California Partnership for the San Joaquin Valley to \$1.25 million. Added a budget bill provision to require a report to the Legislature and specify that no funds can be expended until the Strategic Action Proposal is adopted.

#### 0650 OFFICE OF PLANNING AND RESEARCH

- Approved \$5 million GF to reinstate an appropriation to the California Service Corps for the purpose of funding grants to local and state-operated Americorps and California Conservation Corps programs. Legislation enacted in 2003 suspended this appropriation for three years.
- Amended a Finance Letter proposal for \$1.1 million GF to develop and maintain an Internetbased volunteer matching portal by making the funding two-years limited-term and adding budget bill language to require reporting on participation rates and other performance measures.

#### 0840 STATE CONTROLLER'S OFFICE

- Appropriated \$776,000 (special funds) for a third and final year of funding to overhaul the state's Apportionment Payment System. The existing system has become dangerously overburdened and prone to breakdown, endangering a timely distribution of apportionments to local agencies.
- Approved \$710,000 (\$308,000 GF) to replace the State Controller's existing bank reconciliation system. This system, used to track and issue bank warrants, is approaching obsolescence and technicians to operate the system are increasingly scarce.
- Adopted a Finance Letter proposal to augment the Human Resource Management System project (HRMS) by \$35.1 million and 77.6 two-year limited-term positions to implement the design, development, and initial implementation phases of the HRMS. This workload is part of a multi-year project to replace existing employment history, payroll, leave accounting, and position control systems and will greatly enhance the Administration and Legislature's fiscal oversight abilities.
- Adopted trailer bill language to require statewide implementation of the California Automated Travel Expense Reimbursement System (CalATERS) by January 1, 2009.

- Reduced the budget proposal for increased Unclaimed Property Program staffing by \$197,000 and 2.5 positions, restricting the staffing increases to safe deposit box and unclaimed property notice processing.
- Amended the Finance Letter proposal for 15 two-year limited-term positions and \$1.4 million GF for field examinations of various corporate holders of unclaimed property, by making the positions permanent.
- Approved \$3.4 million (\$2.1 million GF) and five two-year limited-term positions to replace the existing unclaimed property system. Subsequent expenditures for the replacement project are expected to be \$1.57 million in 2006-07 and \$536,000 in 2007-08, while cost savings are expected to be approximately \$440,000 in 2007-08 and \$1 million ongoing.

#### 0845 DEPARTMENT OF INSURANCE

- Amended the budget proposal for implementing the Patient and Provider Protection Act (2005), by reducing the position augmentation from ten to eight positions and adopting Supplemental Report Language requiring the DOI to report annually for three years on its workload and staffing requirements related to implementing the Act.
- Appropriated \$837,728 (Insurance Fund) for increased costs associated with a higher administrative hearing workload encountered by the Department's legal office.
- Approved \$1 million (Insurance Fund) for a study to measure the extent of workers' compensation insurance fraud and to identify emerging fraud trends. The information gleaned from this research would be used to focus investigative and prosecution efforts, as well as identify areas where more resources may be needed.

#### 0850 STATE LOTTERY COMMISSION

• Approved as budgeted--\$113.4 million for operating costs.

#### 0860 BOARD OF EQUALIZATION

- Augmented the Governor's Budget proposal for \$1.6 million and 15 positions for a pilot project to identify and register businesses that operate without paying applicable sales and use taxes, by adding \$5.1 million and 44.5 positions. This additional funding will enable a *statewide* rollout of this retail licensing enforcement activity and generate additional revenues of \$38 million.
- Approved \$811,000 GF, \$632,000 in special funds, and 16 positions for the Board of Equalization (BOE) to identify property that is brought into the state without the payment of sales and use taxes. Revenues of \$7.4 million are projected, a six-to-one benefit-cost ratio.

- Approved \$1.8 million and 20 positions to establish a program to recoup state tax revenues on cigarette and tobacco sales on the Internet and through mail orders. Revenues of \$33.8 million are projected in the budget year, an 18-to-1 benefit-cost ratio.
- Approved a one-year extension, as proposed by the administration, of the requirement that use tax be paid if a vehicle, vessel, or aircraft is brought into the state within 12 months of purchase. Approximately \$28 million in GF revenues are attributed to this extension. If this statute is not extended, out-of-state purchases of vehicles, vessels, or aircraft brought into the state only after 90 days will be exempt from the use tax.
- Added \$260,000 GF and four positions for two-years limited-term to expand the department's U.S. Customs data mining activity. Additional revenues of \$4.8 million GF are anticipated from this augmentation.

#### 0890 SECRETARY OF STATE

- Amended the Finance Letter proposal to spend \$6.3 million in federal funds for specified activities related to carrying out provisions of the federal Help America Vote Act (HAVA). The Subcommittee acted to specify in budget bill language how the additional funds will be spent and limiting spending to those designated amounts. Key components of the recently approved spending plan will be replacement of outmoded voting equipment, voter education, poll monitoring, and poll worker training. The Subcommittee also augmented the expenditure plan by adding \$760,000 for voting system source code review.
- Amended the budget proposal to add \$3.1 million (Business Fees Fund) and 30 positions for processing notary applications and conduct background checks. The Subcommittee approved 16 new positions on a two-year limited-term basis.
- Appropriated \$625,000 (Business Fees Fund) to conduct a forensic leak assessment and replace the security monitoring system at the Secretary of State and Archives Building complex. The Secretary of State building has encountered water intrusion problems during heavy weather, resulting in concerns about mold-related illnesses.
- Approved \$2.21 million (Business Fees Fund), including \$1.83 million ongoing to fund the
  maintenance and operation costs of data services and programming of the Uniform Commercial
  Code (UCC) automated system, the system through which the Secretary of State files and shares
  certain financing statements.

#### 0950 STATE TREASURER'S OFFICE

• Approved Governor's Budget, including expenditures of \$22.8 million and 222 positions.

#### 1110 / 1111 DEPARTMENT OF CONSUMER AFFAIRS

- Approved funding of \$10.7 million, special fund, over four years for the iLicensing information technology project to allow Boards and Bureaus within the Department to accept applications and exam appointments online. Adopted budget bill language to require a Department-wide budget reduction of \$500,000 in 2009-10, and ongoing, to recognize expected efficiency gains from the project.
- Augmented funding for the Medical Board by \$225,000 to reflect the full cost of audits required by SB 231 (Chapter 674, Statutes of 2005, Figueroa). Reclassed 10.0 two-year limited-term positions to permanent, consistent with the recommendations of the Independent Monitor.

#### 1700 FAIR EMPLOYMENT AND HOUSING

• Approved as budgeted, which includes an increase of \$1.0 million GF and 13.0 positions to improve enforcement.

#### 1730 FRANCHISE TAX BOARD

- Appropriated \$3.84 million (Court Collections Fund) and 31 positions to support the Court Ordered Debt (COD) Expansion Project, pursuant to Chapter 380, Statutes of 2004 (Escutia).
   The bill requires the Franchise Tax Board (FTB) to expand collection activities on delinquent court-imposed debts referred by state and local agencies.
- Approved a reduction to the California Child Support Automation System (CCSAS) project of \$33.8 million (\$10.2 million GF) to reflect a revised implementation and management plan for the CCSAS. Savings are attributable to revised printing, training, and consultant service needs. The project is on schedule and full implementation expected in September 2008.
- Adopted the Governor's Budget proposal to extend the suspension of the Teacher Retention Tax Credit for one year, generating a savings of \$165 million GF. The tax credit provides up to \$1,500 to credentialed teachers, depending on their years of service, with teachers with more tenure receiving a larger credit. This credit was suspended in 2002 and again in 2004 and 2005.
- Adopted trailer bill language to require the Administration to provide greater detail in the annual tax expenditure report, consolidating three reports that had been issued intermittently into the annual report.
- Adopted supplemental report language directing the Legislative Analyst's Office to provide annual reporting and recommendations related to tax expenditure programs.
- Approved an increase to reimbursements of \$256,000 (\$87,000 GF, \$169,000 Federal Trust Fund) to establish eight staff to enter child support wage withholding information in the Child Support Enforcement system for parents who do not receive public assistance and have not requested enforcement services of the state.
- Appropriated \$21.61 million GF, \$101,000 Motor Vehicle Account, \$188,000 Motor Vehicle License Fees, \$282,000 Court Collection Account, \$1.85 million reimbursements, and \$82,000

from the Political Reform Act budget (for a total of \$24.1 million) to fund increased rental costs and service expenses at the FTB's main office in Sacramento.

#### 1760 DEPARTMENT OF GENERAL SERVICES

- Adopted trailer bill language reducing the State Emergency Telephone Number Fee to .50 percent of a telephone user's intrastate phone calls, the minimum level allowable under current statute. This action will save ratepayers an estimated \$25 million in the budget year.
- Approved \$14.1 million GF to pay for the settlement of the case *Williams et al. v. State of California, et al.* (County of San Francisco Superior Court, Case Number 312236). Pursuant to Chapter 124, Statutes of 2005 (AB 351, Chu), the state must abide by the judgment in that case by providing public school students with equal access to instructional materials, safe and decent school facilities, and qualified teachers.
- Amended the budget proposal for \$3.7 million GF for preliminary plans and working drawings necessary to implement the structural retrofit of nine state facilities. The Subcommittee acted to recognize funding for work that would be completed in the budget year only (preliminary plans) and reduced the request by \$1.9 million.
- Approved the programmatic transfer of \$6.9 million (Service Revolving Fund) and 54.6 positions from the Procurement Division to the Interagency Support Division. The affected positions work with property reutilization, surplus property sales, transportation management, transit storage, and federal surplus property programs.
- Approved a budget reduction of \$7.8 million (special funds) to recognize operating expense savings resulting from recent personnel reduction measures, including Control Section 31.60 of the Budget Act of 2002 and Control Section 4.10 of the Budget Act of 2003.
- Appropriated \$32 million in expenditure authority for a local assistance appropriation to provide enhanced wireless services for 911 calls. This service will mean better identification of callers and improved cooperation between the CHP (who currently receives the most 911 calls) and the local Public Safety Answering Points. The rollout of enhanced 911 services has been delayed for years due to evolving technology, regulatory issues, and scheduling problems.
- Reduced the budget request for \$185,000 to establish a baseline equipment budget for new properties to \$73,000, ongoing, by recognizing one-time purchases that did not require an ongoing augmentation.
- Adopted budget bill language to require the Department to report no later than March 15, 2007, on building security measures adopted since the 2000-01 budget year.
- Appropriated \$885,000 Service Revolving Fund to reflect the addition of eight positions in the department's budget for operations and maintenance at several CalTrans Sacramento-area buildings.

- Approved \$128,000 Service Revolving Fund to pay for water quality monitoring and permit fees for the DGS Central Services Plant at 628 Q Street in Sacramento.
- Approved the conversion of two real estate officer positions from limited-term to permanent
  that are responsible for Due Diligence workloads required of the department for all leaserevenue bond-funded projects.
- Appropriated \$852,000 and ten positions ongoing to perform maintenance and custodial duties at the new Traffic Management Center in Los Angeles.
- Approved 2.2 positions and \$250,000 Service Revolving Fund in 2006-07 to provide maintenance and custodial services at the new office building. This building had been vacated and renovated and will now be occupied by the Department of Rehabilitation.

#### 1880 STATE PERSONNEL BOARD

• Approved Finance Letter to augment the Board's budget by \$2.5 million GF and 2.0 positions for an information technology project, with a multiyear total cost of \$5.3 million, which would replace the State's 30-year old exam and certification system.

#### 1920 STATE TEACHERS' RETIREMENT SYSTEM

• Approved Finance Letter to reduce the State's CalSTRS contribution by \$119.5 million GF, on a one-time basis, to correct for overpayments in past years due to errors recently discovered in the CalSTRS accounting system.

#### 1955 DEPARTMENT OF TECHNOLOGY SERVICES

- Reduced the Department of Technology Services (DTS) budget by \$1,091,000 and 8.7 Positions to reflect staff savings achieved as a result of Data Center Consolidation. This request represents the first year of budget savings created by data center consolidation. The department estimates they will achieve \$45.6 million in savings over a four-year period.
- Appropriated \$4.0 million (DTS Revolving Fund) to enable the department to move this system from an IBM data center in Colorado to a state data center. This move is necessary to comply with a federal directive and protect the system in-state.
- Appropriated \$5.7 million (DTS Revolving Fund) to purchase mainframe processing capacity in
  order to meet projected workload increases and upgrade software. This capacity growth need is
  primarily driven by population growth and the corresponding impact on departments' IT needs.
- Approved \$4.1 million (DTS Revolving Fund) to facilitate the replacement of 45 UNIX and 70 Windows servers with 120 new Windows servers and 10 UNIX servers.

#### 2100 ALCOHOLIC BEVERAGE CONTROL

- Approved an augmentation of \$1.7 million, special fund, to permanently increase the Grant Assistance Program, which provides funding to local law enforcement to enforce the state's alcohol laws.
- Rejected an augmentation of \$1.7 million, special fund, to augment the Department's overtime budget.

#### 2150 DEPARTMENT OF FINANCIAL INSTITUTIONS

• Shifted four of six positions added to the Department in 2004-05 for workload associated with the California Financial Information Privacy Act (SB1, Chapter 241, Statutes of 2004, Speier), to workload associated with the Bank Security Act and the money transmitter industry. A Department report had suggested that SB 1 workload was significantly less than what was anticipated in 2004.

#### 2180 DEPARTMENT OF CORPORATIONS

• Shifted nine of ten positions added to the Department in 2004-05 for workload associated with the California Financial Information Privacy Act (SB1, Chapter 241, Statutes of 2004, Speier), to general enforcement workload, including the reclassification of three positions to reestablish the investigation function.

#### 2240 DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

- Restored the \$864,000 GF cut proposed by the Governor to the Emergency Housing Assistance Program (EHAP) to bring funding back to the 2005-06 level of \$4.0 million.
- Approved funding of \$3.4 million GF to support ongoing operations and the reconstruction of two migrant childcare centers operated by the Office of Migrant Services.
- Approved the Finance Letter to transfer funds in the Adaptive Reuse Component of the Downtown Rebound Program to the General Fund. Made technical changes to the transfer that did not change the net gain of \$7.5 million to the General Fund.

#### Trailer Bill Language

- 1. Approved language to allow \$15 million in Proposition 46 bond funds to be shifted from the Adaptive Reuse Component of the Downtown Rebound Program to the Transit-Oriented Housing Component of the same Program.
- 2. Adopted language authorizing a fee to reimburse the state for the cost of administering eight Local Agency Military Base Recovery Areas (LAMBRAs), two Manufacturing Enhancement Areas (MEAs), and

one Targeted Tax Area (TTA). Deleted the Enterprise Zone (EZ) Program fee-authority sunset date of January 1, 2007.

#### 2320 DEPARTMENT OF REAL ESTATE

- Approved an augmentation of \$2.7 million, special fund, to add 33 new positions for the Enforcement Program. Added budget bill language requiring a report to the Legislature by January 2008 to assess the needed for further staff adjustments to recognize the cyclical nature of the real estate industry.
- Approved a permanent augmentation of \$2.3 million, special fund, for specified operating expense and equipment costs.
- Approved multiyear funding, special fund, for three information technology projects: Information Technology Replacement Project (\$2.2 million); Interactive Voice Response Replacement (\$1.9 million); and Electronic Examinations Project (\$3.9 million).

#### 2400 DEPARTMENT OF MANAGED HEALTH CARE

- Approved a permanent augmentation of \$3.8 million, special fund, and 17.0 positions to implement the Provider Oversight Program to carry out the requirements of SB 260 (Chapter 529, Statutes of 1999, Speier) and AB 1455 (Chapter 827, Statutes of 2000, Scott).
- Revised a Finance Letter request to approve 11 of 12 new positions in the Health Plan Oversight Division. The Department indicated it could absorb the cost of these positions within existing budget authority. The rejected position was a supervisory position, which the Legislative Analyst indicated was unnecessary given the supervisory / staff ratios of the Division.

#### 8260 CALIFORNIA ARTS COUNCIL

• Approved as budgeted, which includes approval of a \$1.8 million augmentation in local assistance grants. The augmentation is supported by increased revenue from the arts carlicense-plate program.

#### 8320 PUBLIC EMPLOYEE RELATIONS BOARD

Approved as budgeted.

#### 8380 DEPARTMENT OF PERSONNEL ADMINISTRATION

- Rejected a requested \$1.0 million GF augmentation to hire a consultant to assess the current State classification system and recommend changes.
- Approved a \$1.7 million, special fund, augmentation for third-party administrator fees related to the Savings Plus Program.

- Approved an increase in reimbursement authority of \$1.3 million due to rate increases and separately approved an increase of \$852,000 and 6.0 positions due to workload growth both for the Legal Services Division.
- Rejected a request for \$100,000 GF to implement a consolidated State Personnel Board and Department of Personnel Administration website.

#### Budget Bill Language

1. Added language to require that future salary survey reports be submitted to the Legislature.

#### 8620 FAIR POLITICAL PRACTICES COMMISSION

Amended the Governor's Budget proposal for \$700,000 GF and 12.2 positions to meet
workload requirements stemming from new Legislative mandates and the Political Reform Act,
by shifting \$43,000 in personal services funding to operating expense. The new positions will
be assigned to enforcement, investigations, legal counsel, legal support, and administrative
support.

#### 8855 BUREAU OF STATE AUDITS

 Augmented the budget by \$1.2 million GF to address recruitment and retention challenges at the Bureau of State Audits and also allow the BSA to contract out of portions of the annual federal audit.

#### 8885 COMMISSION ON STATE MANDATES

- Rejected the Finance Letter proposal to provide advance payment on the second year of payment on the 15-year repayment of mandate claims payable prior to 2005-06, a savings of \$86.9 million.
- Approved expenditures of \$83 million for the first year of a 15-year repayment cycle for past due state mandate claims.
- Adopted a cost savings calculation of \$44 million related to the State Controller's findings of reduced or disallowed mandate claims in the budget year.
- Augmented by \$16.6 million to recognize the 2005-06 costs for the Peace Officers Bill of Rights mandate.
- Appropriated \$62.8 million for the payment (in arrears) of the cost of 2005-06 mandates.
- Rejected the Finance Letter proposal to pay the cost of newly identified mandates in the budget year, and instead pay them in arrears, consistent with the Administration's other proposals.

- Adopted trailer bill language to clarify the state's procedures for including funds for new
  mandates in the annual state budget, establishing a cut-off date of March 31 for mandates to be
  funded in the budget year.
- Rejected a budget proposal to execute a \$370,000 contract with the Center for Collaborative Policy at California State University Sacramento to facilitate mandate process reforms.
- Approved the suspension of 28 mandates during the budget year.

#### 8910 OFFICE OF ADMINISTRATIVE LAW

• Approved Governor's Budget, including expenditures of \$2.7 million and 21 positions.

#### 8940 DEPARTMENT OF THE MILITARY

- Adopted budget bill language restricting the use of state funds for U.S.-Mexico border control operations.
- Approved a budget augmentation of \$3.5 million to allow the Department of the Military to address their armory infrastructure needs by making repairs, modernizing facilities, and ensuring compliance with environmental laws and building codes. The Administration estimates a total deferred maintenance backlog of \$35 million in the state's armories.
- Amended the budget proposal for \$182,000 GF and two auditor positions to allow the Military
  Department to establish an Internal Control Office. The subcommittee adopted budget bill
  language to require performance reporting to the Legislature by the new office.
- Appropriated \$1 million GF to acquire a two-year purchase option on 30 acres of land at the former Mather Air Base to build a new headquarters complex.
- Revised the department's budget by requiring the department to utilize excess operating expense funding to implement a targeted outreach plan to spouses and families of deployed guard members, in order to improve applications for California Military Relief Fund support.
- Appropriated \$1.6 million (\$1.177 million Federal Funds, \$391,000 GF) to renovate kitchens and latrines at selected armories in California.
- Reduced the Governor's Budget request for \$261,000 GF and two personnel years for the State
  Military Reserve (SMR) in order to address increased workload associated with recruitment and
  support travel and per diem costs for professional training. The Subcommittee approved the
  augmentation of only one position.
- Approved \$2.5 million GF to implement the construction phase of the Roseville Armory expansion and renovation project. The federal government will contribute \$881,000 to this phase of the project.
- Adopted a Finance Letter proposal for \$3.9 million (\$900,000 GF) and 17.8 positions to establish a second Youth Challenge Program that will serve "at-risk" 16 18 year-olds who have dropped out of school, are unemployed, and meet other at-risk criteria.

#### 9100 TAX RELIEF

- Appropriated \$39.6 million to fully fund the Williamson Act subventions for open space preservation.
- Appropriated \$5.6 million in adjustments to the Senior Citizens' Property Tax Assistance Program and Renters' Tax Assistance Program, including a decrease of \$420,000 in the Senior Citizens' Property Tax Assistance Program and an increase of \$5.98 million in the Senior Citizens' Renters' Tax Assistance Program. These adjustments are based on revised participation estimates from the Franchise Tax Board.

#### 9210 LOCAL GOVERNMENT FINANCING

- Approved funding of \$200 million GF for the Citizen's Option for Public Safety (COPS) and the Juvenile Justice Crime Prevention Act (JJCPA) grant programs.
- Approved \$18.5 million GF in for grants to rural and small county sheriffs for law enforcement activities.
- Rejected the Governor's Budget proposal to restore the booking fees statute, consistent with the funding arrangement in place prior to 2005-06.
- Approved disaster relief funding of \$1.6 million for subventions to communities affected by mudslides and severe storms in 2005. This funding is pursuant to legislation enacted in the 2005 session.

#### 9619 DEFICIT RECOVERY RESERVE ACCOUNT

• Established the Deficit Recovery Reserve Account and deposited \$1 billion in that account for the purpose of utilizing those funds for the reduction of state debt that is owed prior to 2009-10. In a related matter, the Subcommittee did not consider the Administration's May Revision proposal to establish an appropriation of \$1 billion for reduction of Economic Recovery Bond debt.

#### 9620 INTEREST PAYMENTS ON GF LOANS

• Adopted a \$21 million interest payment on the \$177 million in outstanding special fund loans to the GF that the Administration proposes to pay off early.

#### 9650 SUPPORT FOR HEALTH AND DENTAL BENEFITS FOR ANNUITANTS

• Approved as budgeted, which represents an increase of \$124.2 million GF or 14 percent above the amount budgeted in the 2005 Budget Act. The Legislative Analyst indicates that the increase reflects growth of 4.7 percent in enrollment and growth of 9.5 percent in health care inflation.

#### 9800 AUGMENTATION FOR EMPLOYEE COMPENSATION

- Approved Governor's Budget and Finance Letter increases related to the *Plata v. Schwarzenegger* lawsuit which total \$82.4 million GF.
- Approved Governor's Budget and Finance Letter increases related to State bargaining units with contractually specified increases for 2006-07.

#### **CONTROL SECTIONS**

### 3.45 STATEWIDE GENERAL FUND REDUCTIONS RELATED TO SALARIES AND WAGES

• Rejected the Governor's Budget proposal to reduce appropriations up to one percent to achieve \$58 million in primarily personal services related savings.

#### 3.60 CONTRIBUTIONS TO PUBLIC EMPLOYEE RETIREMENT BENEFITS

 Adopted revised rates for the six retirement classes, pursuant to the CalPERS Board adoption of new rates on May 17, 2006. The new rates will increase the State's 2006-07 retirement contributions by approximately \$182 million. The Legislative Analyst estimates the added GF cost will be about \$100 million, but the Administration has not, to date, provided an estimate.

#### 4.01 EMPLOYEE COMPENSATION SAVINGS

 Approved language to authorize the Director of Finance to reduce Budget Act appropriations for savings related to the Alternative Retirement Plan and savings related to new collective bargaining agreements.

#### 4.05 UNALLOCATED GF REDUCTIONS

 Revised the Governor's Budget proposal to achieve up to \$200 million in unallocated budget reductions by enhancing the Department of Finance's reporting requirements and restricting unallocated reductions to up to 20 percent of state operations appropriations and 5 percent of local assistance appropriations.

#### 4.06 MID-YEAR CORRECTION AUTHORITY

• Rejected budget bill language which would, if enacted, enable the Governor to make mid-year reductions to GF appropriations.

#### 4.75 STATEWIDE SURCHARGES

• Approved budget bill language to allow the Director of Finance to adjust appropriations to reflect the appropriate statewide surcharges approved in the Budget Act.

#### 5.50 CONTRACT SAVINGS

 Reversed projected ongoing savings of \$100 million, per the May Revise, that were built into the current-year budget. Savings were unachievable largely due to double counting by departments.

#### 8.50 FEDERAL FUND RECEIPTS

 Revised Control Section 8.50 to exempt the receipt of Temporary Assistance for Needy Families (TANF) funds from the provisions of this item requiring automatic substitution of federal funds.

#### 14.00 SPECIAL FUND LOANS: DEPARTMENT OF CONSUMER AFFAIRS

• Approved special fund loan authority for loans between Boards and Commissions in the Department of Consumer Affairs.

#### 31.00 ADMINISTRATIVE PROCEDURES FOR SALARIES AND WAGES

• Revised Control Section 31.00 to clarify intent regarding reporting to the Legislature on administratively-established positions.

#### Trailer Bill Language

1. Added language to require annual reporting by the Department of Finance to the Legislature on the number of permanent employees, by department, appointed as full-time or part-time tenure in the "blanket" positions for more than six consecutive months.

#### 33.50 STRATEGIC SOURCING REPORTING

• Adopted budget bill provisional language to require reporting to the Legislature on the amount of strategic savings achieved and detail on the nature of the savings.

#### 35.60 BUDGET STABILIZATION ACCOUNT TRANSFER TO THE GF

 Rejected the Governor's Budget proposal to permit the Director of Finance to make transfers from Budget Stabilization Account to the GF reserve whenever s/he determines that a shortfall will occur in the GF reserve.

#### **JUDICIARY**

#### 0250 JUDICIAL BRANCH

- Approved a one-time increase of \$1.3 million from the Appellate Court Trust Fund to support non-capital furniture, fixtures, and moving costs for the new Fifth Appellate District Courthouse in Fresno.
- Approved \$3.3 million GF for increased information technology costs supporting the Administrative Office of the Courts (AOC), Supreme Courts, and the courts of appeal.
- Approved \$1.2 million and 12 positions to create four new case teams for capital habeas corpus
  appointments, in order to be able to accept more capital habeas cases from the California
  Supreme Court.
- Approved \$18.7 million GF to provide an additional 97 entrance screening stations in superior court facilities, and to establish a five-year replacement cycle for new and existing entrance screening equipment.
- Approved a proposal for \$5.5 million GF for one month for 50 new superior court judgeships.
  The judgeships will be authorized in separate Legislation. Adopted budget bill language that
  restricted funds for the purpose of adding new judgeships and accompanying staff and directs
  the Judicial Council to report on the filling of the new judicial positions and accompanying
  staffing.
- Approved withdrawal of a proposal for an augmentation of \$12.3 million for development and implementation of several information technology systems for the trial courts. The funding was no longer needed due to an updated implementation and expenditure date.
- Approved a proposal of \$31.6 million from the State Court Facilities Construction Fund and augmented by \$29.7 million to facilitate the conversion of the Sisk federal courthouse in Fresno County to a state trial court facility.
- Approved an augmentation of \$113.1 million for the trial courts based on the State Appropriations Limit (SAL) increase of 4.96 percent. Approved placeholder trailer bill language to formalize the calculation methodology for calculating SAL, remove judicial compensation from the base for the purpose of calculating the SAL, remove continuous appropriation language, and provide additional oversight in the form of reporting on the allocation methodology during the annual budget process.
- Rejected the proposal to provide the SAL growth formula to the other items within the Judiciary budget.
- Approved an increase of \$14.7 million to provide an 8.5 percent increase for judicial compensation, effective January 1, 2007.

#### 0280 COMMISSION ON JUDICIAL PERFORMANCE

• Approved as budgeted -- \$4.1 million GF.

#### 0390 CONTRIBUTIONS TO JUDGES' RETIREMENT SYSTEM

• Approved as budgeted.

#### PUBLIC SAFETY AND CRIMINAL JUSTICE

#### 0552 OFFICE OF THE INSPECTOR GENERAL

Approved as budgeted

#### 0690 OFFICE OF EMERGENCY SERVICES

- Approved a Finance Letter augmentation of \$23.7 million to fund the estimated costs of response to and recovery from disasters, including the recent federally-declared disaster known as the 2006 Winter Storms.
- Approved budget bill language to designate \$1 million from federal homeland security funds for the Office of Emergency Services (OES) to contract for an independent gap analysis of the state's preparedness for a large-scale catastrophic disaster.
- Approved a reduction of two positions and \$125,000 to the State Warning Center proposal for increased staffing.
- Approved a proposal to fund \$1.1 million from the Victim Witness Fund on a two-year basis, to provide services to victims and witnesses at parole revocation hearings.
- Approved an augmentation of \$20 million on a two-year limited-term basis to provide funding from the California Multi-jurisdictional Methamphetamine Enforcement Team (Cal-MMET) program. Approved budget bill language that allows up to 5 percent of the funds to be used for an independent study on the effectiveness of the program.
- Rejected the proposal to provide \$6 million for the Sexual Assault Felony Enforcement team grant program. Funding for the program is contained in SB 1128 that is currently before the Legislature.
- Approved the budget display for the Law Enforcement and Victim Services (LEVS) budget and adopted budget bill language that requires a special display in the Governor's budget and annual reporting on the grant programs.
- Approved a reappropriation of \$10.4 million in previously frozen federal funds.
- Rejected proposal to create the Office of Homeland Security (OHS) as an independent entity, and approved funding for OHS as a separate program within the OES budget.
- Rejected proposals to increase the Administrative Services Unit (\$444,000 federal funds) and to create a Science and Technology Unit (\$465,000 federal funds) within OHS.
- Reduced the Mass Transportation Security Grant program by \$2.5 million, consistent with current statute.

#### 0820 DEPARTMENT OF JUSTICE

- Approved a proposal for \$5 million GF for handling workload increases associated with the Armed Prohibited Persons System database, which cross-references persons who possess or own a firearm and who have been subsequently prohibited from owning or possessing a firearm.
- Approved a proposal for \$3.3 million GF to establish an annual plan of vehicle replacement.
- Approved a proposal for \$4.6 million GF to establish an ongoing equipment baseline to replace forensic equipment.
- Approved a proposal for \$4.2 million GF to continue funding the underwriter's litigation.
- Approved \$3 million from federal funds and special funds to prosecute pharmaceutical manufacturers for violations of the False Claims Act.
- Approved \$1.2 million from special funds to provide additional funding for the missing persons DNA program.
- Approved \$1.3 million GF to handle increased workload in the area of complex financial crimes and identity theft.
- Approved an augmentation of \$6 million GF for the California Methamphetamine Strategy (CALMS) program, and approved budget bill language providing that up to 5 percent of the increase could be used to perform an independent analysis of the program.
- Approved an augmentation of \$6.5 million GF to establish four Gang Support Enforcement Teams (GSET) across the state.
- Approved a proposal to provide \$2.8 million GF to replace DOJ's radio communications system infrastructure.

#### 0855 GAMBLING CONTROL COMMISSION

- Approved \$1 million from the Special Distribution Fund and the Gambling Control Fund to address workload at the Gambling Control Commission. The augmentation includes funding for additional licensing workload and field inspection positions on a two-year limited-term basis.
- Approved \$732,000 from the Special Distribution Fund on a two-year limited-term basis to develop a technical services program to support the field inspection program.

#### 1870 VICTIM COMPENSATION AND GOVERNMENT CLAIMS BOARD

- Approved a proposal for an increase of \$607,000 from the Restitution Fund to expand the criminal restitution compact contracts to include four new counties.
- Approved a Finance Letter request for a one-time increase of \$2 million from the Restitution Fund due to relocation costs for the board.

#### 5225 DEPARTMENT OF CORRECTIONS & REHABILITATION

- Approved a proposal for \$22.8 million GF to fund recidivism reduction strategies. Including \$30 million approved in the 2005 Budget Act, the funding provides \$21.1 million for enhancement to inmate education and vocational education programs; \$7.7 million for community partnerships; \$7.8 million for parole service expansions; \$9.9 million for institution based rehabilitative and treatment programs; and \$6.2 million to research the effectiveness of correctional programs. Adopted budget bill language requiring the Department of Corrections and Rehabilitation (CDCR) to report in September with an implementation and evaluation plan including projected implementation timelines, program outcome targets and baseline outcome data for each program that is part of the strategies. Adopted budget bill language that designated \$900,000 from the funding for three comprehensive evaluations by correctional experts of adult prison and parole programs designed to reduce recidivism.
- Approved proposals totaling \$273 million GF based on projected increases to the adult inmate and parole populations. For 2006-07, the May Revise reflects an estimated average daily inmate population of 175,617 and an estimated average daily parole population of 117,754. The estimated average daily inmate population for 2006-07 is about 7,600 inmates higher than the estimated average daily inmate population in the current year.
- Approved \$4.8 million GF for statewide implementation of in-cell integration as required in the settlement agreement for the *Johnson v. State* lawsuit.
- Approved proposals to increase adult local assistance by \$21.9 million GF to reimburse the locals for the costs associated with housing state inmates, including increasing the daily jail rate from \$68.22 to \$71.57.
- Approved a proposed increase of \$56 million GF to provide a 3.1 percent price increase, consistent with the price increase for other state agencies.
- Approved a one-time augmentation of \$11 million GF to address special repair projects.
- Approved a proposal to provide \$4.1 million GF to purchase new protective vests and to establish a replacement schedule for vests.
- Approved budget bill language directing the CDCR to report to the Legislature on its efforts to create a new custody assistant classification.
- Approved \$54.5 million to expand the number of cadets to be trained in the Basic Correctional Officer Academy.
- Approved \$5.1 million GF to add 500 Global Positioning System (GPS) devices to track and monitor high risk parolees, as part of a four-year plan to add 2,000 GPS devices by 2009-10.
- Deleted budget bill language that would have authorized CDCR to contract with private providers to build contract bed capacity of up to 8,500 beds for 2007-08.
- Adopted Supplemental Report Language directing CDCR to create new displays to be included in Governor's budget and to include certain performance measures for its major programs.

- Approved \$36.8 million GF to begin preliminary plans for an additional 695 intermediate care facility mental health treatment beds pursuant to a court order in the *Coleman* case, and to provide additional treatment space for an existing 650 Enhanced Outpatient Program beds.
- Approved \$20.2 million GF to establish 254 positions to comply with recent court orders that require implementation of new program guidelines for the Mental Health Delivery System and requires CDCR to increase the level of headquarters oversight of the Mental Health Program.
- Approved \$12.7 million GF to provide psychiatrists who meet the qualifications specified by the Coleman court to receive a 10 percent salary increase, as well as to establish a recruitment bonus for new employees coming from outside state service.
- Approved \$6 million GF to assist in the recruitment of healthcare staff.
- Approved \$21.5 million GF and 326 positions to implement the first year of a three year rollout of improvements to inmate dental services in response to the *Perez v. Hickman* court case. Also approved \$2.8 million for additional supervisory staff for dental offices.
- Approved budget bill language requiring CDCR to establish guidelines for use of telemedicine and to establish performance targets.
- Approved an augmentation of \$250.5 million GF to increase the base funding for medical services and to fund projected shortfalls in the areas of contract medical, pharmaceuticals, and medical guarding.
- Appropriated \$250 million GF in unallocated funds for additional healthcare expenditures to be requested by the federal receiver in the *Plata* case. Created a stand alone budget item for the healthcare services program.
- Approved an increase of \$19.5 million to reimburse local correctional agencies for the costs of providing sheriffs' deputies and probation officers with training consistent with training standards developed by the Correctional Standards Authority.
- Approved \$6.7 million GF to fund positions at Board of Parole Hearings in response to the *Rutherford* lawsuit regarding hearings for lifer inmates.
- Approved \$1.4 million GF to provide additional staff at the Office of Victim and Survivor Services to coordinate victim and witness appearances at parole revocation hearings.
- Approved a proposal for \$7.5 million GF and 90 positions to implement the Division of Juvenile Justice (DJJ) Health Care Remedial Plan.
- Approved a proposal for \$14.8 million GF and 186 positions to implement the DJJ Mental Health Remedial Plan.
- Approved \$38.4 million GF for the Ward Safety and Welfare Remedial Plan and adopted budget bill language requiring DJJ to report on implementation of the plans, including information on performance measures, and short and long term outcome targets.

• Approved an augmentation of \$30 million GF to establish the Juvenile Justice Community Reentry Challenge Grant program. The purpose of the program is to improve the performance and cost-effectiveness of post-custodial supervision of juvenile parolees, reducing the recidivism rate for juvenile offenders, and piloting innovative re-entry programs consistent with DJJ's focus on a rehabilitative treatment model. The program will award grants on a competitive basis to local government and non-profit applicants that demonstrate a collaborative and comprehensive approach to the successful reintegration of juvenile parolees through the provision of wrap-around services to juvenile parolees.

#### 8120 COMMISSION ON PEACE OFFICERS STANDARDS AND TRAINING

• Approved as budgeted -- \$57.5 million from special funds.

#### 8140 STATE PUBLIC DEFENDER

• Approved as budgeted -- \$11.3 million GF.

#### 8180 PAYMENTS TO COUNTIES FOR THE COSTS OF HOMICIDE TRIALS

• Approved as budgeted -- \$3.5 million GF.

#### 8550 CALIFORNIA HORSE RACING BOARD

 Rejected a proposal to increase expenditures by \$851,000 from the Racetrack Security Fund for increased costs for equine drug testing.

#### 8690 SIESMIC SAFETY COMMISSION

• Approved as budgeted -- \$1.1 million from special funds.

#### 8830 CALIFORNIA LAW REVISION COMMISSION

• Approved as budgeted -- \$706,000 – GF and reimbursements.

#### 8840 COMMISSION ON UNIFORM STATE LAWS

• Approved as budgeted -- \$149,000 GF.

#### **CONTROL SECTION 24.10**

 Approved Budget Bill language that would transfer up to \$14 million from the Driver Training Penalty Assessment Fund to the Peace Officer Training Fund, \$9.8 million to the Corrections Training Fund, and would transfer up to \$4.1 million from the Driver Training Penalty Assessment Fund to the Victim Witness Assistance Fund. Any remaining unallocated funds would be transferred to the General Fund.